

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ABN AMRO FUND SERVICES (ISLE OF MAN)
NOMINEES LIMITED, f/k/a Fortis (Isle of Man)
Nominees Limited, PLATINUM ALL WEATHER
FUND LIMITED, and ODYSSEY,

Defendants.

Adv. Pro. No. 12-01697 (SMB)

CERTIFICATION TO COURT OF APPEALS BY ALL PARTIES¹

A notice of appeal having been filed in the above-styled matter on March 16, 2017 (ECF No. 121), Irving H. Picard (the “Trustee”), as trustee of the substantively consolidated liquidation proceeding of Bernard L. Madoff Investment Securities LLC (“BLMIS”), under the Securities Investor Protection Act (“SIPA”), 15 U.S.C. §§ 78aaa, *et seq.*, and the estate of Bernard L. Madoff, individually, and ABN AMRO Fund Services (Isle Of Man) Nominees

¹ This certification complies with Official Bankruptcy Form 424.

Limited, f/k/a Fortis (Isle of Man) Nominees Limited, Platinum All Weather Fund Limited, and Odyssey, who are the appellant and all the appellees, hereby certify to the court under 28 U.S.C. § 158(d)(2)(A) that a circumstance specified in 28 U.S.C. § 158(d)(2) exists as stated below.

Leave to appeal in this matter:

- ☐ is required under 28 U.S.C. § 158(a)
☒ is not required under 28 U.S.C. § 158(a)

This certification arises in an appeal from a final judgment, order, or decree of the United States Bankruptcy Court for the Southern District of New York entered on March 6, 2017 (ECF No. 120).

An immediate appeal from the judgment, order, or decree may materially advance the progress of the case or proceeding in which the appeal is taken. *See* 28 U.S.C. § 158(d)(2)(A)(iii).

SIGNED: April 4, 2017
New York, New York

By: /s/ Thomas L. Long
BAKER & HOSTETLER LLP
45 Rockefeller Plaza
New York, New York 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Thomas L. Long
Email: tlong@bakerlaw.com

*Attorneys for Appellant Irving H. Picard,
Trustee for the Substantively Consolidated
SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate of
Bernard L. Madoff*

By: /s/ Thomas J. Giblin
LATHAM & WATKINS LLP
885 Third Avenue
New York, New York 10022
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
Christopher R. Harris
Email: christopher.harris@lw.com
Thomas J. Giblin
Email: thomas.giblin@lw.com

*Attorneys for Appellee ABN AMRO Fund
Services (Isle Of Man) Nominees Limited*

By: /s/ Rosa J. Evergreen

**ARNOLD & PORTER KAYE SCHOLER
LLP**

601 Massachusetts Avenue, NW

Washington, D.C. 20001

Telephone: (202) 942-5000

Facsimile: (202) 942-5999

Scott B. Shreiber

Email: scott.schreiber@ apks.com

Rosa J. Evergreen

Email: rosa.evergreen@ apks.com

*Attorneys for Appellee Platinum All Weather
Fund Limited*

By: /s/ Richard W. Trotter

**TANNENBAUM HELPERN SYRACUSE
& HIRSCHTRITT LLP**

900 Third Avenue

New York, New York 10022

Telephone: (212) 508-6718

Facsimile: (212) 937-2408

Ralph A. Siciliano

Email: siciliano@thsh.com

Richard W. Trotter

Email: trotter@thsh.com

Attorneys for Appellee Odyssey